# **HUDAR Table of Contents**

# **PART 2401--FEDERAL ACQUISITION REGULATION SYSTEM** 2401.000 Scope of Part. . **Subpart 2401.1--Purpose, Authority, Issuance** 2401.100 Scope of subpart.. 2401.101 Purpose. 2401.103 Authority... 2401.104 Applicability. . 2401.105 Issuance. 2401.105-2 Arrangement of regulations. 2401.106 OMB approval under the Paperwork Reduction Act. 2401.106-70 Contract clause. **Subpart 2401.3--Agency Acquisition Regulations** 2401.301 Policy. 2401.302 Limitations. **Subpart 2401.4--Deviations from the FAR** 2401.403 Individual deviations. 2401.404 Class deviations. 2401.470 Deviations from the HUDAR. 2401.471 Requests for deviations—FAR and HUDAR. **Subpart 2401.6--Career Development, Contracting Authority and Responsibilities** 2401.601 General. 2401.601-70 Senior Procurement Executive. 2401.602 Contracting Officers. 2401.602-3 Ratification of unauthorized commitments. 2401.603 Selection, appointment and termination of appointment. 2401.603-2 Selection. 2401.603-3 Appointment. **PART 2402--DEFINITIONS OF WORDS AND TERMS** 2402.000 Scope of Part. **Subpart 2402.1--Definitions** 2402.101 Definitions. PART 2403--IMPROPER BUSINESS PRACTICES AND PERSONAL CONFLICTS OF INTEREST **Subpart 2403.1--Safeguards** 2403.101 Standards of conduct. **Subpart 2403.2--Contractor Gratuities to Government Personnel** 2403.203 Reporting procedures. 2403.204 Treatment of violations. **Subpart 2403.3--Reports of Suspected Antitrust Violations**

2403.405 Misrepresentations or violations of the Covenant Against Contingent Fees. **Subpart 2403.5--Other Improper Business Practices** 

2403.502-70 Subcontractor kickbacks.

2403.303-70 Reporting requirements. **Subpart 2403.4--Contingent Fees** 

Subpart 2403.6--Contracts with Government Employees or Organizations Owned or **Controlled by Them** 

2403.602 Policy.

2403.670 Solicitation Provision and Contract Clauses.

**PART 2404--ADMINISTRATIVE MATTERS** 

**Subpart 2404.7—Contractor Records Retention** 

2404.7001 Contract clause.

**Subpart 2404.8--Government Contract Files** 

2404.805 Storage, handling and disposal of contract files.

**PART 2405--PUBLICIZING CONTRACT ACTIONS** 

**Subpart 2405.2--Synopses of Proposed Contract Actions** 

2405.202 Exceptions.

**Subpart 2405.5--Paid Advertisements** 

2405.502 Authority.

**PART 2406--COMPETITION REQUIREMENTS** 

**Subpart 2406.2--Full and Open Competition After Exclusion of Sources** 

2406.202 Establishing or maintaining alternative sources.

**Subpart 2406.3--Other than Full and Open Competition** 

2406.302-2 Unusual and compelling urgency.

2406.303 Justifications.

2406.304 Approval of the justification.

**Subpart 2406.5--Competition Advocates** 

2406.501 Requirement.

**PART 2407--ACQUISITION PLANNING** 

**Subpart 2407.1--ACQUISITION PLANS** 

2407.102 Policy.

**PART 2408--REQUIRED SOURCES OF SUPPLIES AND SERVICES** 

**Subpart 2408.4--Federal Supply Schedules** 

2408.404 Pricing.

2408.405-6 Limiting sources.

**Subpart 2408.8--Acquisition of Printing and Related Supplies** 

2408.802-70 Contract clause.

**PART 2409--CONTRACTOR QUALIFICATIONS** 

**Subpart 2409.1--Responsible Prospective Contractors** 

2409.105 Procedures.

Subpart 2409.4—Debarment, Suspension, and Ineligibility

2409.405 Effect of listing.

2409.407-1 General.

2409.470 HUD regulations on debarment, suspension, and ineligibility.

**Subpart 2409.5--Organizational and Consultant Conflicts of Interest** 

2409.503 Waiver.

2409.507 Solicitation provision and contract clause.

2409.507-1 Solicitation provision.

2409.507-2 Contract clause.

PART 2410 [RESERVED]

PART 2411—[Removed 14 Apr 2016]

PART 2412 [RESERVED]

**PART 2413--SIMPLIFIED ACQUISITION PROCEDURES** 

**Subpart 2413.3--Simplified Acquisition Methods** 

2413.301 Governmentwide commercial purchase card.

2413.305 Imprest Funds and Third Party Drafts.

2413.305-2 Agency responsibilities.

2413.305-3 Conditions for use.

**PART 2414--SEALED BIDDING** 

#### **Subpart 2414.4--Opening of Bids and Award of Contract**

2414.404 Rejection of bids.

2414.404-1 Cancellation of invitations after opening.

2414.407 Mistakes in bids.

2414.407-3 Other mistakes disclosed before award.

2414.407-4 Mistakes after award.

2414.408 Award.

2414.408-70 Award when only one bid is received.

# **PART 2415--CONTRACTING BY NEGOTIATION**

## **Subpart 2415.2 -- Solicitation and Receipt of Proposals and Quotations**

2415.203 Requests for proposals.

2415.204 Contract format.

2415.209 Solicitation provisions.

## **Subpart 2415.3 -- Source Selection**

2415.303 Responsibilities.

2415.304 Evaluation factors.

2415.305 Proposal evaluation.

2415.308 Source selection decision.

2415.370 Solicitation provision.

## Subpart 2415.5 - Preaward, Award and Postaward Notifications, Protests and Mistakes

2415.507 Protests against award.

#### **Subpart 2415.6 -- Unsolicited Proposals**

2415.605-70 Unsolicited research proposals.

2415.606 Agency procedures.

## **PART 2416--TYPES OF CONTRACTS**

### **Subpart 2416.3—Cost-Reimbursement Contracts**

2416.307 Contract clauses.

#### **Subpart 2416.4--Incentive Contracts**

2416.406 Contract clauses.

## **Subpart 2416.5--Indefinite-Delivery Contracts**

2416.505 Ordering

2416.506 Solicitation provisions and contract clauses.

2416.506-70 Solicitation provisions and contract clauses...

## **Subpart 2416.6--Time-and-Materials, Labor-Hour, and Letter Contracts**

2416.603 Letter contracts.

2416.603-2 Application.

## **PART 2417--SPECIAL CONTRACTING METHODS**

#### **Subpart 2417.2--Options**

2417.204 Contracts.

#### **Subpart 2417.5--Interagency Acquisitions Under the Economy Act**

2417.504 Ordering procedures.

#### **PART 2419--SMALL BUSINESS PROGRAMS**

**Subpart 2419.2--Policies** 

2419.201 General policy.

#### **Subpart 2419.5--Set-Asides for Small Business**

2419.503 [Reserved]

# **Subpart 2419.7—The Small Business Subcontracting Program**

2419.708 Solicitation Provisions and Contract Clauses.

#### Subpart 2419.8--Contracting with the Small Business Administration (The 8(a)

#### **Program**)

2419.800 General.

2419.803 Selecting acquisitions for the	8(a	) Program.
---	-----	------------

2419.803-70 Procedures for simplified acquisitions under the partnership agreement.

2419.804 Evaluation, offering, and acceptance.

2419.804-2 Agency offering.

2419.804-3 SBA acceptance.

2419.804-370 SBA acceptance under partnership agreements for acquisitions exceeding the simplified acquisition threshold.

2419.805 Competitive 8(a).

2419.805-2 Procedures.

2419.806 Pricing the 8(a) contract.

2419.808 Contract negotiation.

2419.808-1 Sole source.

2419.811 Preparing the contracts.

2419.811-1 Sole source.

2419.811-2 Competitive.

2419.811-3 Contract clauses.

2419.812 Contract administration.

## PART 2422--APPLICATION OF LABOR LAWS TO GOVERNMENT ACQUISITIONS

**Subpart 2422.14--Employment of the Handicapped** 

2422.1408 Contract clause.

#### PART 2424--PROTECTION OF PRIVACY AND FREEDOM OF INFORMATION

**Subpart 2424.1--Protection of Individual Privacy** 

2424.103 Procedures.

**Subpart 2424.2--Freedom of Information Act** 

2424.203 Policy.

**PART 2425--FOREIGN ACQUISITION** 

**Subpart 2425.4--Trade Agreements Act** 

2425.402 Policy.

#### PART 2426--OTHER SOCIOECONOMIC PROGRAMS

**Subpart 2426.70--Minority Business Enterprises** 

2426.7001 - 2426.7002 [Reserved]

#### PART 2427--PATENTS, DATA, AND COPYRIGHTS

#### **Subpart 2427.3--Patent Rights under Government Contracts**

2427.305 Administration of patent rights clauses.

2427.305-2 Administration by the Government.

#### Subpart 2427.4—Rights in Data and Copyrights

2427.470 Contract clause.

#### **PART 2428--BONDS AND INSURANCE**

Subpart 2428.1--Bonds

2428.106 Administration.

2428.106-6 Furnishing information.

#### **PART 2429--TAXES**

#### Subpart 2429.1--General

2429.101 Resolving tax problems.

#### **PART 2432--CONTRACT FINANCING**

2432.006 Reduction or suspension of contract payments upon finding of fraud.

2432.006-1 General.

2432.006-2 Definitions.

2432.006-3 Responsibilities.

2432.006-4 Procedures.

2432.007 Contract financing payments.

#### **Subpart 2432.1--Non-Commercial Item Purchase Financing**

2432.114 Unusual contract financing.

#### **Subpart 2432.2--Commercial Item Purchase Financing**

2432.201 Statutory authority.

# **Subpart 2432.4--Advance Payments for Non-Commercial Items**

2432.402 General.

2432.407 Interest.

## **Subpart 2432.7--Contract Funding**

2432.703-1 General.

2432.703-3 Contracts crossing fiscal years.

2432.704 Limitation of cost or funds.

2432.704-70 Incrementally funded fixed-price contracts.

2432.705 Contract clauses.

# **Subpart 2432.9--Prompt Payment**

2432.903 Policy.

2432.906 Contract financing payments.

2432.908 Contract clauses.

## **PART 2433--PROTESTS, DISPUTES AND APPEALS**

2433.000 Scope of part.

## Subpart 2433.1--Protests

2433.102 General.

2433.102-70 Responsibility.

2433.103 Protests to the agency.

2433.104 Protests to GAO.

2433.106 Solicitation provision.

#### **PART 2434--MAJOR SYSTEM ACQUISITIONS**

#### Subpart 2434.0 - General

2434.003 Responsibilities.

#### PART 2436--CONSTRUCTION AND ARCHITECT-ENGINEER CONTRACTS

## **Subpart 2436.6--Architect-Engineer Services**

2436.602 Selection of firms for architect-engineer contracts.

2436.602-2 Evaluation boards.

2436.602-4 Selection authority.

2436.602-5 Short selection processes for contracts not to exceed the simplified acquisition threshold.

#### **PART 2437--SERVICE CONTRACTING**

#### **Subpart 2437.1--Service Contracts--General**

2437.110 Solicitation provisions and contract clauses.

# **Subpart 2437.2-Advisory and Assistance Services**

2437.204 Guidelines for determining availability of personnel.

# **PART 2439--ACQUISITION OF INFORMATION TECHNOLOGY**

#### Subpart 2439.1--General

2439.107 Contract clauses.

#### **PART 2442--CONTRACT ADMINISTRATION**

#### **Subpart 2442.3—Contract Administration Office Functions**

2442.302-70 Contract clause.

2442.705 Final indirect cost rates.

2442.705-70 Contract clause.

## **Subpart 2442.11--Production Surveillance And Reporting**

2442.1107 Contract clause.

#### **Subpart 2442.15--Contractor Performance Information**

## 2442.1502 Policy.

#### PART 2444--SUBCONTRACTING POLICIES AND PROCEDURES

## **Subpart 2444.2--Contract Clauses**

2444.204 Contract clauses.

#### **PART 2446--QUALITY ASSURANCE**

# **Subpart 2446.5--Acceptance**

2446.502 Responsibility for acceptance.

2446.502-70 Contract clause.

## **Subpart 2446.7--Warranties**

2446.710 Contract clauses.

#### **PART 2448--VALUE ENGINEERING**

#### **Subpart 2448.1-Policies and Procedures**

2448.102 Policies.

2448.103 Processing value engineering change proposals.

2448.104-3 Sharing collateral savings.

#### **PART 2449--TERMINATION OF CONTRACTS**

#### **Subpart 2449.1--General Principles**

2449.111 Review of proposed settlements.

#### **PART 2451--USE OF GOVERNMENT SOURCES BY CONTRACTORS**

#### **Subpart 2451.70 -- Contractor Use of Government Discount Travel Rates**

2451.7001 Contract clause.

#### PART 2452--SOLICITATION PROVISIONS AND CONTRACT CLAUSES

#### **Subpart 2452.2--Texts of Provisions and Clauses**

2452.201-70 Coordination of Data Collection Activities.

2452.203-70 Prohibition Against the Use of Federal Employees.

2452.204-70 Preservation of, and access to, contract records (tangible and electronically stored information (ESI) formats).

2452.208-71 Reproduction of Reports.

2452.209-70 Potential Organizational Conflicts of Interest

2452.209-71 Limitation on Future Contracts.

2452.209-72 Organizational Conflicts of Interest.

2452.215-70 Proposal Content.

2452.215-71 Relative importance of technical evaluation factors to cost or price.

2452.215-72 Evaluation of small business participation.

2452.216-70 Estimated Cost, Base Fee and Award fee.

2452.216-71 Award Fee.

2452.216-72 Determination of Award Fee Earned.

2452.216-73 Performance evaluation plan.

2452.216-74 Distribution of award fee.

2452.216-75 Unpriced Task Orders.

2452.216-76 Minimum and Maximum Quantities and Amounts for Order.

2452.216-77 Estimated Quantities - Requirements Contract.

2452.216-79 Estimated cost (no fee).

2452.216-80 Estimated cost and fixed-fee.

2452.219-70 Small Business Subcontracting Plan Compliance.

2452.219-71 Notification of competition limited to eligible 8(a) concerns—Alternate III to FAR 52.219-18.

2452.219-72 Section 8(a) direct awards (Deviation).

2452.219-73 Incorporation of subcontracting plan.

2452.219-74 Small business subcontracting goals.

2452.222-70 Accessibility of meetings, conferences, and seminars to persons with disabilities.

- 2452.227-70 Government information.
- 2452.232-70 Payment Schedule and Invoice Submission (Fixed-Price).
- 2452.232-71 Voucher submission (cost-reimbursement, time-and-materials, and labor-hour).
- 2452.232-72 Limitation of Government's obligation.
- 2452.232-73 Constructive acceptance period.
- 2452.232-74 Not to exceed limitation.
- 2452.233-70 Review of Contracting Officer Protest Decisions.
- 2452.237-70 Key Personnel.
- 2452.237-73 Conduct of Work and Technical Guidance.
- 2452.237-75 Access to HUD Facilities.
- 2452.237-77 Temporary closure of HUD facilities.
- 2452.237-79 Post award conference.
- 2452.237-81 Labor categories, unit prices per hour and payment.
- 2452.239-70 Access to HUD Systems:
- 2452.239-71 Information Technology Virus Security.
- 2452.242-70 Indirect costs.
- 2452.242-71 Contract Management System.
- 2452.244-70 Consent to subcontract.
- 2452.246-70 Inspection and acceptance.
- 2452.251-70 Contractor Employee Travel.

#### **PART 2453--FORMS**

2453.000 Scope of part.

## **Subpart 2453.2--Prescription of Forms**

2453.227 Patents, data, and copyrights.